UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

| UNITE | D STATES Plaint | OF AMERICA, iff, |) | |
|---------------------------------------|--------------------------|---|---|------------|
| v. ALLEN J. PENDERGRASS, Defendant. | | |) Case No. 1:17-cr-00224-AT-CMS)) | |
| | | | | |
| Count | Date (On or About) | Mailing | | |
| 1 | 4/5/2013 | Check in the amoun Johnson, Coleman & C/o Asset Financial | - | Not Guilty |
| If guilty | • | • | he following means we | re used: |
| | _ materially | y false and fraudulent | t pretenses | |
| | _false and i | fraudulent representa | tions | |
| | _ false and | fraudulent promises | | |
| | _ omission | of material facts | | |

| Count | Date | Mailing | |
|-------|-----------|--------------------------------------|------------|
| | (On or | | |
| | About) | | |
| | | | |
| 2 | 5/13/2013 | Check in the Amount of \$76,636.28 | Not Guilty |
| | | payable to Asset Financial Recovery, | |
| | | Inc., C/O Georgia Municipal | Guilty |
| | | Association | |

| | _ materially | false and fraudulent pretenses | |
|----------|--------------------------|--|------------|
| | _false and fr | audulent representations | |
| | _ false and f | raudulent promises | |
| | _ omission o | of material facts | |
| | | | |
| Count | Date (On or About) | Mailing | |
| 3 | 5/13/2013 | Check in the amount of \$26,874.42 payable to Asset Financial Recovery, Inc., C/O Long Weinbery, Ansley& Wheeler | Not Guilty |
| f guilty | v: We unani | imously find that the following means v | were used: |
| | | false and fraudulent pretenses | |
| | • | audulent representations | |
| | | raudulent promises | |
| | | of material facts | |

| Count | Date | Mailing | |
|-------|-----------|---|------------|
| | (On or | | |
| | About) | | |
| 4 | 5/13/2013 | Check in the Amount of \$14,875.67 payable to Asset Financial Recovery, Inc. C/O James H. Bone, Trustee | Not Guilty |

| | | Inc. C/O James H. Bone, Trustee | Guilty |
|-----------|--------------------------|---|------------|
| If guilty | y: We unani | imously find that the following means v | vere used: |
| | _ materially | false and fraudulent pretenses | |
| | _false and fr | audulent representations | |
| | _ false and f | raudulent promises | |
| | _ omission c | of material facts | |
| Count | Date (On or About) | Mailing | |
| 5 | 5/13/2013 | Check in the Amount of \$11,000 payable to Asset Financial Recovery, Inc., C/O Actors Express | Not Guilty |
| If guilty | y: We unan | imously find that the following means v | vere used: |
| | _ materially | false and fraudulent pretenses | |
| | _false and fr | audulent representations | |
| | _ false and f | raudulent promises | |
| | _ omission c | of material facts | |

| As to Count 6 (money laundering co the Defendant Allen Pendergrass: | onspiracy), we the jury unanimously find |
|--|--|
| Not Guilty | Guilty |
| As to Count 7, we the jury unanimou | sly find the Defendant Allen Pendergrass: |
| Not Guilty | Guilty |
| If guilty: We unanimously find that t | the following means were used: |
| | ame and signature of S.J. without lawful mmission of the mail fraud charged in Count |
| knowingly possessed the name during or in relation to the commission | and signature of S.J. without lawful authority of the mail fraud charged in Count 1. |
| knowingly used the name and during or in relation to the commission | signature of S.J. without lawful authority of the mail fraud charged in Count 1. |
| As to Count 8, we the jury unanimou | sly find the Defendant Allen Pendergrass: |
| Not Guilty | Guilty |
| If guilty: We unanimously find that t | the following means were used: |
| <u> </u> | ame and signature of L.C. without lawful mmission of the mail fraud charged in Count |
| | me and signature of L.C. without lawful mmission of the mail fraud charged in Count |
| knowingly used the name and during or in relation to the commission | signature of L.C. without lawful authority of the mail fraud charged in Count 2 |

| As to Count 9, we the jury unanimously find the Defendant Allen Pendergrass: | | | |
|--|---|--|--|
| Not Guilty | Guilty | | |
| If guilty: We unanimously find that the | following means were used: | | |
| knowingly transferred the name authority during or in relation to the commutation. | e and signature of J.B. without lawful nission of the mail fraud charged in Count | | |
| knowingly possessed the name and during or in relation to the commission of | I signature of J.B. without lawful authority the mail fraud charged in Count 4. | | |
| knowingly used the name and signaturing or in relation to the commission of | gnature of J.B. without lawful authority the mail fraud charged in Count 4. | | |
| As to Count 10, we the jury unanimously | find the Defendant Allen Pendergrass: | | |
| Not Guilty | Guilty | | |
| If guilty: We unanimously find that the | following means were used: | | |
| knowingly transferred the name authority during or in relation to the commute. | e and signature of F.A. without lawful nission of the mail fraud charged in Count | | |
| knowingly possessed the name authority during or in relation to the community. | and signature of F.A. without lawful nission of the mail fraud charged in Count | | |
| knowingly used the name and sig during or in relation to the commission of | gnature of F.A. without lawful authority the mail fraud charged in Count 5. | | |
| SO SAY WE ALL. | | | |
| DATE | | | |

| FOREPERSON | |
|------------|--|

Respectfully submitted this 3rd day of December 2021.

/s/SARALIENE S. DURRETT Saraliene S. Durrett 1800 Peachtree Street Suite 300 Atlanta, GA 30309 GA Bar No. 837897 Counsel for Mr. Pendergrass **CERTIFICATE OF SERVICE**

This is to certify that the undersigned has this date electronically filed the

amended proposed verdict form with the Clerk of the Court using the CM/ECF

system which will automatically send email notification of such filing to the

following attorney(s) of record:

All Defense Counsel

All AUSAs of record

Respectfully submitted this 3rd day of December 2021.

/s/SARALIENE S. DURRETT

Saraliene S. Durrett

GA Bar No. 837897

Counsel for Mr. Pendergrass

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